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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of MICHAEL WAYNE BROWN	: Before the Examiner:
Serial No: 10/728,161	: JOHN J LEE
Filed: 12/04/2003	: Group Art Unit: 2618
Title: TRACKING LOCALLY BROADCAST ELECTRONIC WORKS	: Amy J. Pattillo
Docket: AUS90030934US1	: P.O. Box 161327
	: Austin, Tx 78716
	: 512-402-9820

AMENDMENT AFTER ALLOWANCE UNDER 37 CFR 1.312*Mail Stop After Final.*

Commissioner of Patents

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Amendments to the Specification:

Summary of the Invention:

On page 1 of the published application, replace lines 1-10 of paragraph 0012 to read in full as follows:

The invention provides a tracking system for locally broadcast electronic works. The invention provides a method for tracking the distribution of an electronic work to determine favorable markets for the electronic work and offer incentives for purchase of the electronic work to those who received the distribution of the electronic work and those who distributed the electronic work.

On page 1 of the published application, replace lines 1-13 of paragraph 0013 to read in full as follows:

A first player locally broadcasts an electronic work. The local broadcast is a wireless broadcast creating an ad-hoc radio system. A second player receives the localized broadcast of the electronic work and accepts a distribution cookie

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used for tracking distribution of the electronic work. The second player updates the distribution cookie with information about the broadcast of the electronic work. Then, responsive to detecting a network connection to a statistics server, the second player provides the distribution cookie to the statistics server where localized broadcast distribution of the electronic work is tracked and analyzed.

On page 1 of the published application, replace lines 1-6 of paragraph 0014 to read in full as follows:

Along with the electronic work and the distribution cookie, rules for playback of the electronic work are transferred from the first player to the second player. The rules for playback require a recipient at the second player to accept the distribution cookie at the second player before allowing playback.

On page 2 of the published application, replace lines 1-25 of paragraph 0015 to read in full as follows:

The first player and second player each operate as a sender and a receiver of wireless broadcasts. Thus, the first player initially receives the distribution cookie from another player during a broadcast of the electronic work from that other player. The distribution cookie advantageously identifies a distribution path and responses to the electronic works through data including, but not limited to, a distribution server identifier, a purchase identification, a purchaser identification, a time of purchase, a location of purchase, an incentive for distribution of the electronic work, and an incentive for purchase of the electronic work. When the distribution cookie is passed from the first player to the second player, in addition to updating the distribution path information in the distribution cookie, the second player preferably updates the distribution cookie with a response to the electronic work by a recipient at the second player, wherein a response may include, but is not limited to, a purchase of the electronic work, a rating of the electronic work, a rating of a comment to the electronic work, and a broadcast of the electronic work. When a distribution